

DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

131
REFERENCE 70

INDIANAPOLIS

Page 1

OFFICE MEMORANDUM

DATE: July 10, 1990

TO: Gary Development Company, Inc., RCRA File THRU:
IND 077005916, Gary, Lake CountyBruce Kizer *DBK*
*7/10*FROM: Ted Warner *TW*
Compliance Monitoring SectionSUBJECT: Trip Report for the Scheduled
Inspection of June 8, 1990

On June 8, 1990, I conducted an unannounced Compliance Evaluation Inspection at Gary Development Company, Inc., located at 479 North Cline Avenue, Gary, Indiana. The owner of the facility, Mr. Lawrence Hagan, was not present at the site. I was able to inspect and photograph the site and later that same day speak to Mr. Hagan by telephone.

Preinspection File Audit

I previously inspected this facility on April 28, 1988. During this 1988 inspection, Mr. Hagan stated that his facility is not a RCRA facility and he had no intentions of operating as a RCRA facility. This is the same position stated during my 1987 inspection. Following my 1987 inspection, U.S. EPA filed a formal complaint against Gary Development Company, Inc., (VL-2-86-R45). On September 9, 1987, in Gary, Indiana, I testified before a federal Hearing Officer regarding my inspections at the Gary Development Company, Inc. As of the date of this memorandum, there has been no decision regarding this case.

On June 31, 1989, Gary Development, Inc., shut down operations. Mr. Hagan applied for a variance from the new solid waste regulations. At this time there has been no response from our Solid Waste Branch regarding the variance. Our Geology section has done a significant amount of work on this site. Our files indicate that the existing ground water monitoring program and equipment is totally inadequate and significant improvements are required.

Inspection Findings

While I was at the Gary development site during this current inspection I took several photographs of the landfill. Mr. Hagan again informed me that he had not attempted to meet any applicable RCRA or state hazardous waste regulations. He did state that he has been purchasing clay and starting construction of the landfill cap. He also stated that there has been a lien placed on the property due to nonpayment for the clay.

TSD - RCRA INSPECTION REPORT

EPA ID # IND 077 005 916 NAME Gary Development Co. Inc.MAILING ADDRESS: 479 N. Cline Ave. P.O. Box 6056Gary, Ind. 46406LOCATION ADDRESS: sameCONTACT: M. Lawrence Hagen / VP PHONE: 219/944-7858OWNERSHIP: Gary Development Co. Inc. COUNTY: LakeSTATUS CODE: 5
1=Active 3=Dead Mail 4=PCB handler
6=non-handler 2=Obsolete ID # 9=Superfund site
5=Out of businessACTIVITY: (This should reflect the actual functioning of the facility)LQG SQG CEG TRANSPORTER TSD X UI TRANSPORTERS: Air Rail Hwy Water Other HAZARDOUS WASTE FUEL : Gen mktg burner other mktr burner
OFF SPEC USED OIL FUEL : Gen mktg burner other mktr burner
SPEC USED OIL FUEL MKTR :
BURNING DEVISE : Util boiler Indus boiler Indus furn

Person(s) interviewed:

Title:

Telephone:

Larry HagenOperator219/944-7858

Inspector(s):

Agency:

Telephone:

Ted WarnerIDEM317/232-4536Date of inspection: 6-8-90 Time of inspection: 9:30 A

Installation Processes by Process Code (EPA Form 3510-3)

S01 <input type="checkbox"/> Container storage	T03 <input type="checkbox"/> Incinerator treatment
S02 <input type="checkbox"/> Tank storage	T04 <input type="checkbox"/> Other treatment
S03 <input type="checkbox"/> Waste pile storage	D79 <input type="checkbox"/> Injection well disposal
S04 <input type="checkbox"/> Surface impoundment storage	D80 <input checked="" type="checkbox"/> Landfill disposal
T01 <input type="checkbox"/> Tank treatment	D81 <input type="checkbox"/> Land application disposal
T02 <input type="checkbox"/> Surface impoundment treatment	D83 <input type="checkbox"/> Surface impoundment disposal

If Part A process codes are listed above as T04 please describe the process involved below:

- 1) Indicate any hazardous waste processes, by process code, which have been omitted from Part A of the facility's permit application. (HWIMS 610)
- 2) Indicate any hazardous waste processes (by process code and line number on EPA Form 3510-3 page 1 of 5) which appear to be eligible for exclusion per 40 CFR 265.1(c). Provide a brief rationale for the possible exclusion.
- 3) Type of Operation, Products Manufactured, Processes Utilized, Size of Operation, Concentrate on processes that produce waste (hazardous or non-hazardous):

*General Refuse landfill that received approximately
36 loads of hazardous waste.*

- 4) If any of the wastes are managed in the manners listed below, please check those areas and utilize the provided appendices.

	<u>YES</u>	<u>NO</u>
A) Waste Oil Fuel - Appendix A	<input type="checkbox"/>	<input checked="" type="checkbox"/>
B) Lead Acid Batteries - Appendix B	<input type="checkbox"/>	<input checked="" type="checkbox"/>
C) Hazardous Waste Fuel - Appendix C	<input type="checkbox"/>	<input checked="" type="checkbox"/>
D) Precious Metals - Appendix D	<input type="checkbox"/>	<input checked="" type="checkbox"/>
E) Use Constituting Disposal - Appendix E	<input type="checkbox"/>	<input checked="" type="checkbox"/>
F) Tanks	<input type="checkbox"/>	<input checked="" type="checkbox"/>
G) Use and Management of Containers	<input type="checkbox"/>	<input checked="" type="checkbox"/>

H) Generator Accumulation Appendix

I) Waste Pile

J) Surface Impoundment

K) Landfill

YES

NO

5) Hazardous Waste
Streams/EPA #

Source

Rate

Disposition

*not receiving
waste at
this time.*

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

6) List all wastes not listed above.

Waste

Process Generating
Waste

Rate

Disposition

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

- 7) If the company claims a reuse or reclaim exemption please include the following information:

	<u>Waste Type</u>	<u>Generation Rate</u>	<u>How reclaimed & by Who</u>	<u>Quantity stored on Site</u>
A.	_____	_____	_____	_____
B.	_____	_____	_____	_____

- 8) Hazardous Waste On-Site

<u>Amount</u>	<u>How Stored</u>	<u>Comments</u>
<u>FOOS</u>	<u>33 Shipments</u>	<u>Landfill</u>
<u>Battery Casings</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

- 9) Has the capacity of the storage areas listed on the Part A exceeded that allowed? List the type and amount of actual storage capacity overages.
329 IAC 3-38-2 (HWIMS 610)

N/A

- 10) Indicate any TSD activities which have been omitted from or are not clear on the facility map (for the purpose of determining if expansion has occurred)
(40 CFR 270.13 and 329 IAC 3-34-4) (HWIMS 610)

N/A

- 11) Is the Biennial Report Accurate? _____

N/A

- 12) Note any non-RCRA Violations (Open Dumping, Dumping in City Sewer Without Pretreatment Program, OSHA, etc.) _____

Inadequate cover over trash

PREINSPECTION FILES AUDIT
CHECKLIST

DATE: 6/6/90

BY: TFW

COMPANY: Larry Development Co. Inc.

LOCATION: 47th W. Cline Ave.

I.D.#: MD 107210051916

Type of inspection: G----T---(TSD)---Closure---Complaint---Other(please specify)
Site closed

A. GENERAL

	YES	NO	NA
1. FEDERAL NOTIFICATION ON FILE?		<input checked="" type="checkbox"/>	
2. FEDERAL PART A ON FILE?	<input checked="" type="checkbox"/>		
3. CLOSURE PLAN REVIEWED?			
4. CONTINGENCY PLAN REVIEWED?			
5. BIENNIAL REPORT REVIEWED?			
*6. PART B PERMIT REVIEWED?			

*(Note any Special Permit Conditions)

Comments:

B. NOTIFICATION DATA (Notify type, waste codes listed, etc.)

F006

F005

K087

F003

C. LAND DISPOSAL INFORMATION

1. List Waste and Land Disposal Facility

N/A

D. LIST POSSIBLE WASTE STREAMS NOT LISTED ON BIENNIAL REPORT

Hazardous waste leachate

E. LIST WASTE MANAGEMENT PRACTICES WHICH MAY REQUIRE A PERMIT

Landfill

F. FEDERAL PART A (Handling Codes), OR PART B PERMIT

	<u>Code</u>	<u>Amount</u>	<u>Unit of Measure</u>
1.	<u>D80</u>	<u>100</u>	<u>A</u>
2.	<u> </u>	<u> </u>	<u> </u>
3.	<u> </u>	<u> </u>	<u> </u>
4.	<u> </u>	<u> </u>	<u> </u>
5.	<u> </u>	<u> </u>	<u> </u>

Are there any discrepancies regarding multiple Part A submittals?

G. CLOSURE/POST CLOSURE

1. Any Closed Units: If yes, describe: No

H. COMPLIANCE HISTORY

List past two inspections and enforcement actions (CO, NOV, VL, WL)

<u>Date of inspection</u>	<u>Action type</u>	<u>Date of Action</u>
<u>9-9-87</u>	<u>Ref. to EPA</u>	<u> </u>
<u>4-28-88</u>	<u> </u>	<u> </u>

I. LIST UNRESOLVED ENFORCEMENT ACTIONS/VIOLATIONS

V-W-86-R45

J. BRIEFLY SUMMARIZE PREVIOUS VIOLATIONS. NOTE IF THEY ARE REPEATS.

K. LIST ANY ITEMS UNDER COMPLIANCE SCHEDULES WHICH ARE NOT YET COMPLETED OR NEED FIELD VERIFIED

L. COMMENTS

Same as 4/26/88 check list

0978M
kaw
8/4/88